

**FEDERAL REGISTER**

VOLUME 4

NUMBER 52

*Washington, Friday, March 17, 1939*

**The President**

**EXECUTIVE ORDER**

**ESTABLISHING THE NECEDAH MIGRATORY WATERFOWL REFUGE**

**WISCONSIN**

WHEREAS certain lands in the State of Wisconsin have been acquired under the authority of Title II of the National Industrial Recovery Act, approved June 16, 1933 (48 Stat. 200) and the Emergency Relief Appropriation Act of 1935, approved April 8, 1935 (49 Stat. 115); and

WHEREAS by Executive Order No. 7908, dated June 9, 1938,<sup>1</sup> all the right, title, and interest of the United States in such lands was transferred to the Secretary of Agriculture for use, administration, and disposition in accordance with the provisions of Title III of the Bankhead-Jones Farm Tenant Act, approved July 22, 1937 (50 Stat. 522, 525), and the related provisions thereof; and

WHEREAS it appears that the reservation of such lands and certain intermingled public lands as a wildlife refuge would be in the public interest:

NOW, THEREFORE, by virtue of and pursuant to the authority vested in me by section 32, Title III of the said Bankhead-Jones Farm Tenant Act, and by the act of June 25, 1910, c. 421, 36 Stat. 847, as amended by the act of August 24, 1912, c. 369, 37 Stat. 497, and as President of the United States, it is ordered that the lands acquired by the United States and the intermingled public lands within the following-described area, be, and they are hereby, reserved and set apart, subject to valid existing rights, for the use of the Department of Agriculture as a refuge and breeding ground for migratory birds and other wildlife: *Provided*, That any private lands within the area shall become a part of the refuge upon the acquisition of title thereto or control thereof by the United States:

<sup>1</sup> 3 F. R. 1389 DI.

**FOURTH PRINCIPAL MERIDIAN**

T. 19 N., R. 2 E., secs. 1, 2, 11, 12, 13, 14, 23, 24, 25, 26, and 36.  
 T. 20 N., R. 2 E.,  
 sec. 1, lots 1, 2, 7, 8, 9, 10, 15, 16, those parts of NE $\frac{1}{4}$ SW $\frac{1}{4}$  and S $\frac{1}{2}$ SW $\frac{1}{4}$  lying south and east of road, and SE $\frac{1}{4}$ ; sec. 11, those parts of SE $\frac{1}{4}$ NE $\frac{1}{4}$ , and N $\frac{1}{2}$ SE $\frac{1}{4}$  lying south and east of road, and those parts of SW $\frac{1}{4}$ SE $\frac{1}{4}$  lying south and east of road, except block 6 of Starr's addition to Meadow Valley (being lots 1 to 18, inclusive), and SE $\frac{1}{4}$ SE $\frac{1}{4}$ ; sec. 12, NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , that part of W $\frac{1}{2}$ NW $\frac{1}{4}$  lying south and east of road, and S $\frac{1}{2}$ ; sec. 13; secs. 14 and 23, E $\frac{1}{2}$ ; secs. 24, 25, 26, 35, and 36.  
 T. 18 N., R. 3 E.,  
 secs. 3, 4, and 5;  
 sec. 6, NE $\frac{1}{4}$ , E $\frac{1}{2}$ NW $\frac{1}{4}$ , those parts of W $\frac{1}{2}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ , and S $\frac{1}{2}$ SE $\frac{1}{4}$  lying north and east of road, and N $\frac{1}{2}$ SE $\frac{1}{4}$ ; sec. 7, that part of NE $\frac{1}{4}$ NE $\frac{1}{4}$  lying north of road; sec. 8, E $\frac{1}{2}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ NE $\frac{1}{4}$ , and those parts of SW $\frac{1}{4}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , and N $\frac{1}{2}$ SE $\frac{1}{4}$  lying north of road; sec. 9, N $\frac{1}{2}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ , those parts of W $\frac{1}{2}$ SW $\frac{1}{4}$  and SE $\frac{1}{4}$ SW $\frac{1}{4}$  lying north of road, and SE $\frac{1}{4}$ ; sec. 10; sec. 15, that part of N $\frac{1}{2}$  lying north of road.  
 T. 19 N., R. 3 E.,  
 secs. 4 to 9, inclusive;  
 sec. 10, W $\frac{1}{2}$ W $\frac{1}{2}$ ;  
 sec. 15, W $\frac{1}{2}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
 secs. 16 to 22, inclusive;  
 sec. 23, NW $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
 secs. 27 to 34, inclusive;  
 sec. 35, SE $\frac{1}{4}$ NW $\frac{1}{4}$ , W $\frac{1}{2}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ .  
 T. 20 N., R. 3 E.,  
 sec. 5, lots 9 to 16, inclusive, and S $\frac{1}{2}$ ;  
 sec. 6, all, except those subdivisions in the northeastern part thereof bounded by the following-described lines: Beginning at the northeast corner of sec. 6, thence south 39.02 chs.; thence west 30 chs.; thence north 39.11 chs.; thence east 30 chs. to the point of beginning;  
 sec. 7;  
 sec. 8, W $\frac{1}{2}$ E $\frac{1}{2}$ , W $\frac{1}{2}$ ;  
 sec. 16, W $\frac{1}{2}$ ;  
 secs. 17 to 21, and 28 to 33, inclusive; AGGREGATING approximately 40,500 acres.

It is unlawful for any person to hunt, trap, capture, wilfully disturb, or kill any bird or wild animal of any kind whatsoever within the limits of this refuge, or to enter thereon, except under such rules or regulations as may be prescribed by the Secretary of Agriculture.

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Published by the Division of the Federal Register, The National Archives, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. L. 500), under regulations prescribed by the Administrative Committee, with the approval of the President.

The Administrative Committee consists of the Archivist or Acting Archivist, an officer of the Department of Justice designated by the Attorney General, and the Public Printer or Acting Public Printer.

The daily issue of the FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for \$1 per month or \$10 per year; single copies 10 cents each; payable in advance. Remit by money order payable to Superintendent of Documents, Government Printing Office, Washington, D. C.

Correspondence concerning the publication of the FEDERAL REGISTER should be addressed to the Director, Division of the Federal Register, The National Archives, Washington, D. C.

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Executive Order No. 6964 of February 5, 1935, as amended, withdrawing for classification and other purposes all vacant, unreserved, and unappropriated public lands in the State of Wisconsin, and certain other States, is hereby amended to exclude from its provisions the public lands in the above-described area.

This reservation shall be known as the Necedah Migratory Waterfowl Refuge.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,  
March 14, 1939.

[No. 8065]

[F. R. Doc. 39-871: Filed, March 15, 1939,  
1:03 p. m.]

#### Rules, Regulations, Orders

##### TITLE 6—AGRICULTURAL CREDIT FARM CREDIT ADMINISTRATION

[FCA 125]

##### AUTHORITY, AND DESIGNATION OF ORDER OF PRECEDENCE, OF DEPUTY GOVERNORS, GENERAL COUNSEL, AND ASSISTANT TO THE GOVERNOR TO ACT AS GOVERNOR IN THE ABSENCE OF THE LATTER

1. Sec. 3.1 of Title 6, Code of Federal Regulations, is amended to read as follows:

*"SEC. 3.1 Authority, and designation of order of precedence, of Deputy Governors, General Counsel, and Assistant to the Governor to act as Governor in the absence of the latter. Gerald E. Lyons, Deputy Governor, is hereby authorized to execute and perform all functions, powers, authority, and duties pertaining to the office of Governor of the Farm Credit Administration, in the event that the Governor is unavailable to act, by reason of absence from the Washington office of the Farm Credit Administration, or for any other cause.*

*"E. A. Stokdyk, Deputy Governor, is hereby authorized to execute and perform all functions, powers, authority, and duties pertaining to the office of Governor of the Farm Credit Administration, in the event that the Governor and Deputy Governor Lyons are both unavailable to act, by reason of absence from the Washington office of the Farm Credit Administration, or for any other cause.*

*"Rufus R. Clarke, Deputy Governor, is hereby authorized to execute and perform all functions, powers, authority, and duties pertaining to the office of Governor of the Farm Credit Administration, in the event that the Governor, Deputy Governor Lyons, and Deputy Governor Stokdyk are unavailable to act, by reason of absence from the Washington office of the Farm Credit Administration, or for any other cause.*

*"Peyton R. Evans, General Counsel, is hereby authorized to execute and perform all functions, powers, authority, and duties pertaining to the office of Governor of the Farm Credit Administration, in the event that the Governor, Deputy Governor Lyons, Deputy Governor Stokdyk, and Deputy Governor Clarke are unavailable to act, by reason of absence from the Washington office of the Farm Credit Administration, or for any other cause.*

*"Arthur T. Esgate, Assistant to the Governor, is hereby authorized to execute and perform all functions, powers, authority, and duties pertaining to the office of Governor of the Farm Credit Administration, in the event that the Governor, Deputy Governor Lyons,*

Deputy Governor Stokdyk, Deputy Governor Clarke, and Peyton R. Evans, General Counsel, are unavailable to act, by reason of absence from the Washington office of the Farm Credit Administration, or for any other cause. (E. O. 6084, March 27, 1933, 6 CFR 1.1(12)) [FCA Order No. 259, March 15, 1939]"

[SEAL]

F. F. HILL,  
Governor.

[F. R. Doc. 39-884; Filed, March 16, 1939;  
12:04 p. m.]

##### TITLE 16—COMMERCIAL PRACTICES

##### FEDERAL TRADE COMMISSION

[Docket No. 3071]

##### IN THE MATTER OF WILLIAM H. PEARCE & COMPANY ET AL.

*SEC. 3.6 (t) Advertising falsely or misleadingly—Qualities or properties of product. Representing, in connection with offer, etc., in commerce, of tops to replace open grates on gas ranges, that respondents' tops for gas ranges, or any other article of similar construction or design, are properly ventilated, unless and until said tops are so ventilated as to insure proper combustion when used with one or more burners and so constructed and designed that they will not emit carbon monoxide gas, prohibited. (Sec. 5, 38 Stat. 719, as amended by Sec. 3, 52 Stat. 112; 15 U. S. C., Supp. IV, sec. 45b) [Cease and desist order, William H. Pearce & Company et al., Docket 3071, March 1, 1939]*

*SEC. 3.6 (t) Advertising falsely or misleadingly—Qualities or properties of product. Representing, in connection with offer, etc., in commerce, of tops to replace open grates on gas ranges, that the use of the tops which are sold and distributed by respondents will materially reduce gas bills or gas consumption, unless and until such tops are so constructed and designed as to materially reduce the consumption of the gas, prohibited. (Sec. 5, 38 Stat. 719, as amended by Sec. 3, 52 Stat. 112; 15 U. S. C., Supp. IV, sec. 45b) [Cease and desist order, William H. Pearce & Company et al., Docket 3071, March 1, 1939]*

*SEC. 3.6 (t) Advertising falsely or misleadingly—Qualities or properties of product. Representing, in connection with offer, etc., in commerce, of tops to replace open grates on gas ranges, that the use of the tops for gas ranges which are sold and distributed by the respondents will increase cooking capacity unless and until such tops are so constructed and designed as to materially increase cooking capacity, prohibited. (Sec. 5, 38 Stat. 719, as amended by Sec. 3, 52 Stat. 112; 15 U. S. C., Supp. IV, sec. 45b) [Cease and desist order, William H. Pearce & Company et al., Docket 3071, March 1, 1939]*

*United States of America—Before  
Federal Trade Commission*

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 1st day of March, A. D. 1939.

Commissioners: Robert E. Freer, Chairman; Garland S. Ferguson, Charles H. March, Ewin L. Davis, William A. Ayres.

**IN THE MATTER OF WILLIAM H. PEARCE AND COMPANY, A PARTNERSHIP, WILLIAM H. PEARCE, PHILIP S. SHASSIAN AND E. E. BRAZELTON**

**ORDER TO CEASE AND DESIST**

This proceeding having been heard<sup>1</sup> by the Federal Trade Commission upon the complaint of the Commission, the answer of the respondents, testimony and other evidence taken before John W. Addison, an examiner of the Commission theretofore duly designated by it, in support of the allegations of said complaint and in opposition thereto, briefs filed herein and oral arguments by Floyd O. Collins, counsel for the Commission, and by Joseph G. Denny, Jr., counsel for the respondents, and the Commission having made its findings as to the facts and its conclusion that said respondents, William H. Pearce and Philip S. Shassian, individually and as copartners trading as William H. Pearce and Company, have violated the provisions of the Federal Trade Commission Act;

*It is ordered*, That the respondents, William H. Pearce and Philip S. Shassian, individually and as copartners trading as William H. Pearce and Company, or under any other name or names, their representatives, agents and employees, directly or through any corporate or other device, in connection with the offering for sale, sale and distribution of tops to replace open grates on gas ranges in commerce as commerce is defined in the Federal Trade Commission Act, do forthwith cease and desist from representing:

(1) That their tops for gas ranges or any other article of similar construction or design are properly ventilated unless and until said tops are so ventilated as to insure proper combustion when used with one or more burners and so constructed and designed that they will not emit carbon monoxide gas;

(2) That the use of the tops for gas ranges which are sold and distributed by the respondents will materially reduce gas bills or gas consumption unless and until such tops are so constructed and designed as to materially reduce the consumption of the gas;

(3) That the use of the tops for gas ranges which are sold and distributed by

the respondents will increase cooking capacity unless and until such tops are so constructed and designed as to materially increase cooking capacity.

*It is further ordered*, That the respondents shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which they have complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,  
*Secretary.*

[F. R. Doc. 39-875; Filed, March 16, 1939;  
10:24 a. m.]

[Docket No. 3326]

**IN THE MATTER OF J. M. BREGSTONE & COMPANY**

Sec. 3.99 (b) *Using or selling lottery devices—In merchandising.* Supplying, etc., in connection with offer, etc., in commerce, of radios, cocktail sets, toys, or any other merchandise, others with push or pull cards, punchboards or other lottery device, to enable persons supplied to dispose of or sell any merchandise by use thereof, prohibited. (Sec. 5, 38 Stat. 719, as amended by Sec. 3, 52 Stat. 112; 15 U. S. C.; Supp. IV, sec. 45b) [Cease and desist order, J. M. Bregstone & Company, Docket 3326, February 28, 1939]

Sec. 3.99 (b) *Using or selling lottery devices—In merchandising.* Mailing, etc., in connection with offer, etc., in commerce, of radios, cocktail sets, toys, or any other merchandise, to respondent's agents or distributors or members of the public, push or pull cards, punchboards or other lottery devices so prepared or printed as to enable said persons to sell or distribute any merchandise by use thereof, prohibited. (Sec. 5, 38 Stat. 719, as amended by Sec. 3, 52 Stat. 112; 15 U. S. C., Supp. IV, sec. 45b) [Cease and desist order, J. M. Bregstone & Company, Docket 3326, February 28, 1939]

Sec. 3.99 (b) *Using or selling lottery devices—In merchandising.* Selling, etc., in connection with offer, etc., in commerce, of radios, cocktail sets, toys, or any other merchandise, any merchandise by use of push or pull cards, punchboards or other lottery devices, prohibited. (Sec. 5, 38 Stat. 719, as amended by Sec. 3, 52 Stat. 112; 15 U. S. C., Supp. IV, sec. 45b) [Cease and desist order, J. M. Bregstone & Company, Docket 3326, February 28, 1939]

*United States of America—Before  
Federal Trade Commission*

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 28th day of February, A. D. 1939.

Commissioners: Robert E. Freer, Chairman; Garland S. Ferguson, Charles H. March, Ewin L. Davis, William A. Ayres.

**IN THE MATTER OF JOHN MILTON BREGSTONE, INDIVIDUALLY, AND TRADING AS J. M. BREGSTONE & COMPANY**

**ORDER TO CEASE AND DESIST**

This proceeding having been heard<sup>1</sup> by the Federal Trade Commission upon the complaint of the Commission (respondent having filed no answer), testimony and other evidence taken before William C. Reeves, an examiner of the Commission theretofore duly designated by it, in support of the allegations of said complaint and in opposition thereto, brief filed by attorney for the Commission (respondent having filed no brief nor requested oral argument), and the Commission having made its findings as to the facts and its conclusion that said respondent has violated the provisions of the Federal Trade Commission Act;

*It is ordered*, That the respondent, John Milton Bregstone, individually, and trading under any other name, his representatives, agents and employees, directly or through any corporate or other device, in connection with the offering for sale, sale and distribution of radios, cocktail sets, toys, or any other merchandise in commerce as commerce is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

(1) Supplying to or placing in the hands of others push or pull cards, punchboards or other lottery device, for the purpose of enabling such persons to dispose of or sell any merchandise by the use thereof;

(2) Mailing, shipping or transporting to his agents or to distributors or members of the public push or pull cards, punchboards or other lottery devices so prepared or printed as to enable said persons to sell or distribute any merchandise by the use thereof;

(3) Selling or otherwise disposing of any merchandise by the use of push or pull cards, punchboards or other lottery devices.

*It is further ordered*, That the respondent shall, within sixty (60) days after service upon him of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which he has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,  
*Secretary.*

[F. R. Doc. 39-876; Filed, March 16, 1939;  
10:25 a. m.]

13 F. R. 991 DI.

<sup>1</sup> 2 F. R. 1290 (1542 DI).

**TITLE 17—COMMODITY AND SECURITIES EXCHANGES**  
**SECURITIES AND EXCHANGE COMMISSION**  
**PUBLIC UTILITY HOLDING COMPANY ACT OF 1935**

**AMENDMENT TO RULE U-9C-4**

Acting pursuant to the authority granted by the Public Utility Holding Company Act of 1935 and particularly Sections 20 (a) [c. 687, sec. 20, 49 Stat. 833; 15 U. S. C., Sup. III, 79t] and 9 (c) [c. 687, sec. 9, 49 Stat. 817; 15 U. S. C. Sup. III, 79i] thereof and finding such action not detrimental to the public interest or the interests of investors or consumers and appropriate to carry out the purposes of said Act, the Securities and Exchange Commission hereby amends paragraph (f) of Rule U-9C-4<sup>1</sup> [Sec. 15. U-9C-4] to read as follows:

**SEC. 15.U-9C-4 (Rule U-9C-4). Applications for approval of investment programs for current funds of registered holding companies or subsidiaries.** (f) Any person making any acquisition pursuant to the provisions of this rule shall file a report within 30 days (or such earlier period as the Commission may in its order prescribe) after obtaining an order of the Commission pursuant to the provisions of this rule and every 30 days thereafter while such order is in effect. Such report shall specify all acquisitions and sales of securities by the acquirer subsequent to the last filing of an application or report pursuant to this rule, the cost or sale prices thereof, and such other matters as the Commission may in its order prescribe.

Effective March 13, 1939.

By the Commission.

[SEAL] FRANCIS P. BRASSOR,  
*Secretary.*

[F. R. Doc. 39-881; Filed, March 16, 1939;  
 11:16 a. m.]

**TITLE 18—CONSERVATION OF POWER**  
**FEDERAL POWER COMMISSION**

**ORDER PRESCRIBING THE FILING OF POWER SYSTEM STATEMENTS FOR ELECTRIC UTILITIES AND LICENSEES, F. P. C. FORM NO. 64 (REVISED—1938)**

DECEMBER 6, 1938.

Commissioners: Clyde L. Seavey, Acting Chairman; Claude L. Draper, Basil Manly, John W. Scott.

The Commission, pursuant to the provisions of the Federal Power Act authorizing and directing it to conduct investigations regarding the generation, transmission, distribution, and sale of electric energy, however produced, throughout the United States and its possessions, whether or not otherwise subject to the jurisdiction of the Commission, includ-

ing the generation, transmission, distribution, and sale of electric energy by any agency, authority, or instrumentality of the United States, or of any State or municipality or other political subdivision of a State; and pursuant to the further provisions of said Act authorizing and directing it to secure and keep current information regarding the ownership, operation, management, and control of all facilities for such generation, transmission, distribution, and sale; the capacity and output thereof and the relationship between the two; the cost of generation, transmission, and distribution; the rates, charges, and contracts in respect of the sale of electric energy and its service to residential, rural, commercial, and industrial consumers and other purchasers by private and public agencies; and the relation of any or all of such facts to the development of navigation, industry, commerce, and the national defense; and pursuant to other provisions of said Act thereupon authorizing it, orders that:

(1) The accompanying F. P. C. Form No. 64 (Revised—1938)<sup>1</sup> for "Power System Statement" including the instructions and schedules therein contained, be and the same hereby is approved;

(2) Each corporation, person, agency, authority, or other legal entity or instrumentality, whether public or private, which operates facilities for the generation, or transmission, or distribution of electric energy, shall prepare and file with the Commission on or before the date indicated by said form, a statement or statements in such form as is required by said instructions, setting forth the answers to the questions therein indicated and furnishing the information therein called for; provided, that a consolidated statement or statements may be submitted for a system by or upon behalf of all those who operate facilities embraced within such system; and provided further, that no operator of facilities for the generation, or transmission, or distribution of electric energy all of which such operator consumes, shall be required to submit such statement.

By the Commission.

[SEAL] LEON M. FUQUAY,  
*Secretary.*

[F. R. Doc. 38-3729; Filed, December 12, 1938;  
 10:27 a. m.]

**TITLE 36—PARKS AND FORESTS**  
**NATIONAL PARK SERVICE**

**AMENDMENTS TO GENERAL RULES AND REGULATIONS**

Pursuant to the authority granted to the Secretary of the Interior by section 3 of the Act of August 25, 1916 (39 Stat. 535, 16 U. S. C. 3), as amended, the Na-

tional Park Service General Rules and Regulations approved June 18, 1936 (1 F. R. 672), as amended, are hereby further amended as follows, to become effective March 1, 1939:

Section 2.33, Title 36, Code of Federal Regulations (Regulations Nos. 33, 34, 36, and 36.1 of the General Rules and Regulations of June 18, 1936, as amended), is amended to read as follows:

**SEC. 2.33 Fees—(a) Guide and elevator fees for Carlsbad Caverns.** (1) In Carlsbad Caverns National Park, no person or persons shall be permitted to enter the caverns unless accompanied by National Park Service employees. Competent guide service is provided by the Government, for which a fee of \$1.50 shall be charged each person entering the caverns: *Provided*, That in proper cases and upon application made in advance, the Director of the National Park Service may authorize admission without charge for guide service to persons from reputable educational institutions for the purpose of prosecuting class work or studies, or to persons under the support and care of charitable institutions and their attendants. No charge shall be made for children 16 years of age, or under, when accompanied by adults assuming responsibility for their safety and orderly conduct while in the caverns.

(2) For the use of the elevator in the caverns, a fee of twenty-five cents in each direction shall be charged each person using the same, except children between the ages of five and twelve years, who shall be charged a fee of fifteen cents in each direction. No charge for this service shall be made for children five years of age, or under, when accompanied by adults assuming responsibility for their safety.

**(b) Guide and elevator fees for Wind Cave.** (1) In Wind Cave National Park, no person or persons shall be permitted to enter the cave unless accompanied by National Park Service employees. Competent guide service is provided by the Government, for which a fee of seventy-five cents shall be charged each adult person entering the cave. The seventy-five cents fee for adults shall include the use of the elevator: *Provided*, That in proper cases and upon application made in advance, the Director of the National Park Service may authorize admission without charge for guide and elevator service to persons from reputable educational institutions for the purpose of prosecuting class work or studies, or to persons under the support and care of charitable institutions and their attendants.

(2) Children 16 years of age, or under, when accompanied by adults assuming responsibility for their safety and orderly conduct while in the cave, shall be charged twenty-five cents each, including the use of the elevator, except children between the ages of five and twelve years, who shall be charged fifteen cents

<sup>1</sup> The form was filed as a part of the original document with the Division of the Federal Register. The National Archives, on March 16, 1939, at 10:39 a. m.

each, including the use of the elevator. No charge whatever shall be made for children five years of age, or under, when accompanied by adults assuming responsibility for their safety.

(c) *Guide fees for Lehman Caves.* In Lehman Caves National Monument, no person or persons shall be permitted to enter the caves unless accompanied by National Park Service employees. Competent guide service is provided by the Government, for which a fee of fifty cents shall be charged each person entering the caves, except that when a group of ten or more persons over 16 years of age is guided through the caves at one time, the fee shall be twenty-five cents for each person: *Provided*, That in proper cases and upon application made in advance, the Director of the National Park Service may authorize admission without charge for guide service to persons from reputable educational institutions for the purpose of prosecuting class work or studies, or to persons under the support and care of charitable institutions and their attendants. No charge shall be made for children 16 years of age, or under, when accompanied by adults assuming responsibility for their safety and orderly conduct while in the caves.

(d) *Elevator Fees.* (1) A fee of ten cents shall be charged each person using the elevator in the Statue of Liberty, except children 16 years of age, or under, when accompanied by adults assuming responsibility for their safety and orderly conduct.

(2) A fee of twenty-five cents shall be charged each person using the elevator in the Perry's Victory and International Peace Memorial, except children between the ages of ten and fifteen years, inclusive, who shall be charged fifteen cents each: *Provided*, That in proper cases groups of persons from reputable educational organizations, clubs and associations may be granted a special rate of ten cents per person. No charge shall be made for children under ten years of age when accompanied by adults assuming responsibility for their safety and orderly conduct.

(e) *Guide Fees; miscellaneous.* A guide fee shall be charged each person entering the following areas, except children 16 years of age, or under, when accompanied by adults assuming responsibility for their safety and orderly conduct:

	Fee
Aztec Ruins National Monument	\$0.25
Bandelier National Monument	.25
Casa Grande National Monument	.25
Chaco Canyon National Monument	.25
El Morro National Monument	.25
Tumacacori National Monument	.25

(f) *Admission Fees.* (1) An admission fee shall be charged each person entering the following areas, except children 16

years of age, or under, when accompanied by adults assuming responsibility for their safety and orderly conduct:

	Fee
Fort Marion National Monument	\$0.10
Fort Pulaski National Monument	.10
George Washington Birthplace National Monument	.10
Montezuma Castle National Monument	.25
White Sands National Monument	.25

(2) An admission fee shall be charged each person entering the following places, except children 16 years of age, or under, when accompanied by adults assuming responsibility for their safety and orderly conduct:

	Fee
Fort McHenry National Park—the Inner Fort	\$0.10
Colonial National Historical Park—Moore House, Yorktown Historical Museum and Jamestown Island Museum	.25
Morrisstown National Historical Park—Ford Mansion and Museum	.10
Fredericksburg and Spotsylvania County Battlefields Memorial National Military Park—Museum	.10
Petersburg National Military Park—Museum	.10
Vicksburg National Military Park—Museum	.10
Scotts Bluff National Monument—Museum	.10
Salem Maritime National Historic Site—Derby House	.25
Lincoln Museum	.10
House Where Lincoln Died	.10
Lee Mansion in Arlington National Cemetery	.10

(g) *Registration fee.* A registration fee of \$1.00 shall be charged each person starting the ascent of Mount Rainier.

Sec. 2.41, Title 36, Code of Federal Regulations (Regulation 43 of the General Rules and Regulations of June 18, 1936, as amended), is amended to read as follows:

SEC. 2.41 *Fees for automobile, motorcycle, and house trailer permits.* (a) Fees for automobile permits are as follows:

	Yearly Trip permit permit
Bryce Canyon and Zion National Parks	\$1.00
Crater Lake National Park	1.00
Glacier National Park	1.00
Grand Canyon National Park	1.00
Grand Teton National Park (fee paid may be applied on fee for Yellowstone permit)	1.00
Lassen Volcanic National Park	1.00
Mesa Verde National Park	1.00
Mount Rainier National Park	1.00
Rocky Mountain National Park	1.00
Sequoia and General Grant National Parks	1.00
Shenandoah National Park	1.00
Yellowstone and Grand Teton National Parks	1.00
Yosemite National Park	1.00
Colorado National Monument	.50
Craters of the Moon National Monument	.50
Devils Tower National Monument	.50
Lava Beds National Monument	.50
Petrified Forest National Monument	.50
Pinnacles National Monument	.50

(b) Fees for motorcycle permits are as follows:

	Yearly Trip permit permit
Bryce Canyon and Zion National Parks	\$1.00
Crater Lake National Park	1.00
Glacier National Park	1.00
Grand Canyon National Park	1.00
Grand Teton National Park (fee paid may be applied on fee for Yellowstone permit)	.50
Lassen Volcanic National Park	1.00
Mesa Verde National Park	1.00
Mount Rainier National Park	1.00
Rocky Mountain National Park	1.00
Sequoia and General Grant National Parks	1.00
Shenandoah National Park	1.00
Yellowstone and Grand Teton National Parks	1.00
Yosemite National Park	1.00
Colorado National Monument	.50
Craters of the Moon National Monument	.50
Devils Tower National Monument	.50
Lava Beds National Monument	.50
Petrified Forest National Monument	.50
Pinnacles National Monument	.50

(c) Fees for house trailer permits are as follows:

	Yearly Trip permit permit
Bryce Canyon and Zion National Parks	\$1.00
Crater Lake National Park	1.00
Glacier National Park	1.00
Grand Canyon National Park	1.00
Lassen Volcanic National Park	1.00
Mesa Verde National Park	1.00
Mount Rainier National Park	1.00
Rocky Mountain National Park	1.00
Sequoia and General Grant National Parks	1.00
Shenandoah National Park	1.00
Yellowstone and Grand Teton National Parks	1.00
Yosemite National Park	1.00
Colorado National Monument	.50
Craters of the Moon National Monument	.50
Devils Tower National Monument	.50
Lava Beds National Monument	.50
Petrified Forest National Monument	.50
Pinnacles National Monument	.50

(d) No fee shall be charged residents of Coconino County, Arizona, or Kanab, Utah, entering Grand Canyon National Park, or residents of Washington and Kane Counties, Utah, or residents of that part of Coconino County, Arizona, lying north and west of the Colorado River, entering Zion National Park, or residents of Garfield and Kane Counties, Utah, entering Bryce Canyon National Park, in the conduct of their usual occupation or business.

Approved, March 6, 1939.

[SEAL] E. K. BURLEW,  
Acting Secretary of the Interior.

[F. R. Doc. 39-879; Filed, March 16, 1939;  
10:38 a. m.]

**Notices****DEPARTMENT OF AGRICULTURE**

Bureau of Animal Industry.

**NOTICE UNDER PACKERS AND STOCKYARDS ACT<sup>1</sup>**

MARCH 15, 1939.

To A. L. SHAFFER,  
*Doing business as Consignors Auction, Fort Morgan, Colo.*

Whereas, the Consignors Auction, at Fort Morgan, Colorado, was posted on December 20, 1937, as a stockyard subject to the provisions of the Packers and Stockyards Act, 1921; and

Whereas, it now appears that the Consignors Auction is not being operated as a stockyard within the meaning of that term as defined in said Act:

Now, therefore, notice is hereby given that the Consignors Auction, at Fort Morgan, Colorado, no longer comes within the foregoing definition and the provisions of Title III of said Act.

[SEAL] HARRY L. BROWN,  
*Acting Secretary of Agriculture.*

[F. R. Doc. 39-885; Filed, March 16, 1939;  
12:31 p. m.]

**DEPARTMENT OF LABOR.****Wage and Hour Division.**

[Administrative Order No. 18]

**APPOINTMENT OF INDUSTRY COMMITTEE  
NO. 6 FOR THE SHOE MANUFACTURING  
AND ALLIED INDUSTRIES**

1. By virtue of and pursuant to the authority vested in me by the Fair Labor Standards Act of 1938, I, Elmer F. Andrews, Administrator of the Wage and Hour Division, U. S. Department of Labor, do hereby appoint and convene for the shoe manufacturing and allied industries (as such industries are defined in paragraph 2) an industry committee composed of the following representatives:

**For the Public:**

Msgr. Francis J. Haas, Chairman, Washington, D. C.

R. W. Brown, Jefferson City, Mo.

Wilbur L. Cross, New Haven, Conn.

Edgar M. Hoover, Jr., Ann Arbor, Mich.

Miss Elizabeth S. Magee, Cleveland, Ohio.

Miss Elizabeth Morrissey, Baltimore, Md.

John J. Murray, Boston, Mass.

Thomas L. Norton, Buffalo, N. Y.

Tipton R. Snavely, Charlottesville, Va.

**For the Employees:**

Frank W. Anderson, Chicago, Ill.  
Daniel K. Collins, Brockton, Mass.  
C. Frank Farrell, New York, N. Y.  
Powers Hapgood, Indianapolis, Ind.  
Michael F. Lynch, Haverhill, Mass.  
John J. Mara, Boston, Mass.  
J. W. McGonigal, Moberly, Mo.  
Henry A. Schwarzott, St. Louis, Mo.  
Mrs. Mae Young, Lynn, Mass.

**For the Employers:**

Stuart H. Armstrong, Worcester, Mass.  
Nathan Fein, Reading, Pa.  
Irving S. Florsheim, Chicago, Ill.  
Morgan Grossman, New York, N. Y.  
H. E. Jenkins, St. Louis, Mo.  
Charles F. Johnson, Endicott, N. Y.  
James F. Malley, Dover, N. H.  
George Noland, Nashville, Tenn.  
Homer O. Rondeau, Farmington, N. H.

Such representatives having been appointed with due regard to the geographical regions in which such industries are carried on.

2. As used in this order, the term "shoe manufacturing and allied industries" means:

(a) The manufacture or partial manufacture of footwear from any material and by any process except knitting, vulcanizing of the entire article or vulcanizing (as distinct from cementing) of the sole to the upper.

(b) The manufacture or partial manufacture of the following types of footwear, subject to the limitations of paragraph (a) but without prejudice to the generality of that paragraph:

Athletic shoes
Boots
Boot tops
Burial shoes
Custom-made boots or shoes
Moccasins
Puttees, except spiral puttees
Sandals
Shoes completely rebuilt in a shoe factory
Slippers

(c) The manufacture from leather or from any shoe-upper material of all cut stock and findings for footwear, including bows, ornaments and trimmings.

(d) The manufacture of the following types of cut stock and findings for footwear from any material except from rubber or composition of rubber, molded to shape:

Outsoles	Shanks
Midisoles	Boxtoes
Insoles	Counters
Taps	Stays
Lifts	Stripping
Rands	Sock linings
Toplifts	Heel pads
Bases	

(e) The manufacture of heels of any material except molded rubber, but not including the manufacture of wood-heel blocks.

(f) The manufacture of cut upper parts for footwear, including linings, vamps and quarters.

(g) The manufacture of pasted shoe stock.

(h) The manufacture of boot and shoe patterns.

3. The industry committee herein created, in accordance with the provisions of the Fair Labor Standards Act of 1938 and rules and regulations promulgated thereunder, shall meet at the call of its chairman and shall proceed to investigate conditions in the industries and recommend to the Administrator minimum wage rates for all employees thereof who within the meaning of said act are "engaged in commerce or in the production of goods for commerce," excepting employees exempted by virtue of the provisions of Section 13 (a) and employees coming under the provisions of Section 14.

Signed at Washington, D. C., this 16th day of March 1939.

ELMER F. ANDREWS,  
Administrator.

[F. R. Doc. 39-883; Filed, March 16, 1939;  
11:34 a. m.]

**CIVIL AERONAUTICS AUTHORITY.**

[Docket No. 42-401-E-1]

**IN THE MATTER OF THE APPLICATION OF  
NORTHWEST AIRLINES, INC.****ORDER AUTHORIZING ISSUANCE OF CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY**

At a session of the Civil Aeronautics Authority held in the city of Washington, D. C., on the 14th day of March 1939.

Northwest Airlines, Inc., having filed application for a certificate of public convenience and necessity under section 401 (e) (1) of the Civil Aeronautics Act of 1938, and a full hearing thereon having been held,<sup>1</sup> and the Authority upon consideration of the record of such proceedings having issued its opinion containing its findings, conclusions, and decision, which is attached hereto and made a part hereof, and finding that its action in this matter is necessary pursuant to said opinion:

*It is ordered*, That there be issued to Northwest Airlines, Inc., a certificate of public convenience and necessity authorizing it, subject to the provisions of such certificate, to engage in air transportation with respect to persons, property, and mail between the terminal point Chicago, Ill., the intermediate points Milwaukee, Wis., Madison, Wis., Rochester, Minn., Minneapolis, Minn., St. Paul, Minn., Fargo, N. Dak., and Grand Forks, N. Dak., and the terminal point Winnipeg, Canada.

<sup>1</sup> Modifies list posted stockyards 9 CFR 204.1.

*It is further ordered,* That there be issued to Northwest Airlines, Inc., a certificate of public convenience and necessity authorizing it, subject to the provisions of such certificate, to engage in air transportation with respect to persons, property, and mail between the terminal point Fargo, N. Dak., the intermediate points Jamestown, N. Dak., Bismarck-Mandan, N. Dak., Miles City, Mont., Billings, Mont., Butte, Mont., Helena, Mont., Missoula, Mont., Spokane, Wash., Wenatchee, Wash., and Yakima, Wash., and the terminal point Seattle, Wash., and between the intermediate point Yakima, Wash., and the terminal point Portland, Oreg.

*It is further ordered,* That the exercise of the privileges granted by each of said certificates shall be subject to the terms, conditions, and limitations prescribed by Regulation 401-F-1 issued by the Authority on February 24, 1939,<sup>2</sup> all amendments thereto, and such other terms, conditions, and limitations as may from time to time be prescribed by the Authority.

*It is further ordered,* That said certificates shall be issued in the forms attached hereto<sup>3</sup> and shall be signed on behalf of the Authority by the Chairman of the Authority and shall have affixed thereto the seal of the Authority attested by the Secretary. Said certificates shall be made effective from the 22d day of August, 1938.

By the Authority.

[SEAL] PAUL J. FRIZZELL,  
Secretary.

[F. R. Doc. 39-888; Filed, March 16, 1939;  
12:42 p. m.]

[Docket No. 163]

IN THE MATTER OF THE APPLICATION OF PAN AMERICAN AIRWAYS COMPANY FOR A PERMANENT CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY, TO ENGAGE IN SCHEDULED AIR TRANSPORTATION IN THE CARRIAGE OF PASSENGERS, PROPERTY AND MAIL, ON ROUTES BETWEEN THE UNITED STATES AND EUROPE

#### NOTICE OF HEARING

Please take notice that on April 3, 1939, at 10 o'clock a. m. (eastern standard time), in Room 5044, Department of Commerce Building, Washington, D. C., a public hearing in the above-entitled matter will be conducted before the Authority, at which time and place you will have the right to appear in person or otherwise and give testimony.

Dated Washington, D. C., March 14, 1939.

By the Authority.

[SEAL] PAUL J. FRIZZELL,  
Secretary.

[F. R. Doc. 39-886; Filed, March 16, 1939;  
12:42 p. m.]

<sup>2</sup> 4 F. R. 1029 DI.

<sup>3</sup> Filed as a part of the original document with the Division of the Federal Register, The National Archives.

[Docket No. 202]

IN THE MATTER OF THE APPLICATION OF PAN AMERICAN AIRWAYS COMPANY FOR AN ORDER FIXING THE FAIR AND REASONABLE RATE OF COMPENSATION FOR THE TRANSPORTATION OF MAIL BETWEEN THE UNITED STATES AND EUROPE

#### NOTICE OF HEARING

Please take notice that on April 3, 1939, at 10 o'clock a. m. (eastern standard time), in Room 5044, Department of Commerce Building, Washington, D. C., a public hearing in the above-entitled matter will be conducted before the Authority, at which time and place you will have the right to appear in person or otherwise and give testimony.

Dated Wahington, D. C., March 14, 1939.

By the Authority.

[SEAL] PAUL J. FRIZZELL,  
Secretary.

[F. R. Doc. 39-887; Filed, March 16, 1939;  
12:42 p. m.]

#### FEDERAL TRADE COMMISSION

United States of America—Before  
Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 10th day of March, A. D. 1939.

Commissioner: Robert E. Freer, Chairman; Garland S. Ferguson, Charles H. March, Ewin L. Davis, William A. Ayres.

[Docket No. 3427]

IN THE MATTER OF POND'S EXTRACT COMPANY, A CORPORATION

ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress, (38 Stat. 717; 15 U. S. C. A., Section 41),

*It is ordered,* That William C. Reeves, an examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

*It is further ordered,* That the taking of testimony in this proceeding begin on Wednesday, March 15, 1939, at ten o'clock in the forenoon of that day (eastern standard time) in Room 500, 45 Broadway, New York, New York.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The examiner will then close the case and make his report upon the evidence.

By the Commission.

[SEAL] OTIS B. JOHNSON,  
Secretary.

[F. R. Doc. 39-872; Filed, March 15, 1939;  
1:42 p. m.]

United States of America—Before  
Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 14th day of March, A. D. 1939.

Commissioners: Robert E. Freer, Chairman; Garland S. Ferguson, Charles H. March, Ewin L. Davis, William A. Ayres.

[Docket No. 3438]

IN THE MATTER OF JERGENS-WOODBURY SALES CORPORATION

ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress, (38 Stat. 717; 15 U. S. C. A., Section 41),

*It is ordered,* That William C. Reeves, an examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

*It is further ordered,* That the taking of testimony in this proceeding begin on Tuesday, March 21, 1939, at ten o'clock in the forenoon of that day (eastern standard time) in Room 500, 45 Broadway, New York, New York.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The examiner will then close the case and make his report upon the evidence.

By the Commission.

[SEAL] OTIS B. JOHNSON,  
Secretary.

[F. R. Doc. 39-873; Filed, March 16, 1939;  
10:22 a. m.]

United States of America—Before  
Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 14th day of March, A. D. 1939.

Commissioners: Robert E. Freer, Chairman; Garland S. Ferguson, Charles H. March, Ewin L. Davis, William A. Ayres.

[Docket No. 3447]

IN THE MATTER OF DOROTHY GRAY, LTD., A CORPORATION, DOROTHY GRAY SALONS, A CORPORATION, AND LEHN & FINK PRODUCTS CORPORATION, A CORPORATION

ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress, (38 Stat. 717; 15 U. S. C. A., Section 41),

*It is ordered,* That William C. Reeves, an examiner of this Commission, be and he hereby is designated and appointed

to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

*It is further ordered,* That the taking of testimony in this proceeding begin on Tuesday, March 21, 1939, at ten o'clock in the forenoon of that day (eastern standard time) in Room 500, 45 Broadway, New York, New York.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The examiner will then close the case and make his report upon the evidence.

By the Commission.

[SEAL]

OTIS B. JOHNSON,  
Secretary.

[F. R. Doc. 39-874; Filed, March 16, 1939;  
10:23 a. m.]

#### RURAL ELECTRIFICATION ADMINISTRATION.

[Administrative Order No. 325]

##### ALLOCATION OF FUNDS FOR LOANS

MARCH 11, 1939.

By virtue of the authority vested in me by the provisions of Section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said Act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation	Amount
Arkansas R9018B1 Carroll	\$283,000
Florida R9016B1 Sumter	138,000
Illinois R9036A1 Jasper	240,000
Illinois R9043A1 Pulaski	200,000
Iowa R9003A1 Plymouth	145,000
Iowa R9062A1 Ida	167,000
Mississippi R9026B1 Panola	117,000
Mississippi R9036B1 Marion	91,000
Montana R9010C1 Madison	94,000
Oklahoma R9012C1 Alfalfa	88,000
Oklahoma R9020A1 Garvin	98,000
Oklahoma R9026A1 Harmon	233,000
South Carolina R9014B1 Aiken	140,000
Texas R9092A1 Bandera	154,000
Texas R9095A1 Medina	101,000
Vermont R9007B1 Orleans	70,000
Virginia R9029E1 Nelson	212,000
Virginia R9030B1 Bath	81,000
Wisconsin R9055A1 Adams	229,000
Wyoming R9003B1 Fremont	52,000

JOHN M. CARMODY,  
Administrator.

[F. R. Doc. 39-877; Filed, March 16, 1939;  
10:38 a. m.]

[Administrative Order No. 326]

##### ALLOCATION OF FUNDS FOR LOANS

MARCH 11, 1939.

By virtue of the authority vested in me by the provisions of Section 5 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said Act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation	Amount
Arkansas R9024W1 Washington	\$12,000
Georgia R9077W1 Forsyth	10,000
Georgia R9087W1 Tattnall	10,000
Illinois R9038W1 McLean	10,000
Indiana R9001W1 Greene	5,000
Iowa R9015W1 Harrison	5,000
Kentucky R9050W1 Graves	5,000
Minnesota R9056W2 Crow Wing	5,000
Minnesota R9057W3 Otter Tail	10,000
Mississippi R9036W1 Marion	5,000
Missouri R9033W1 Butler	10,000
Texas R9060W1 Lynn	10,000
Texas R9067W1 Rains-Rockwell	6,000
Texas R9069W1 Erath	5,000
Texas R9071W1 Clay	5,000
Utah R9008W1 Duchesne	10,000

JOHN M. CARMODY,  
Administrator.

[F. R. Doc. 39-878; Filed, March 16, 1939;  
10:38 a. m.]

#### SECURITIES AND EXCHANGE COMMISSION.

*United States of America—Before the Securities and Exchange Commission*

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 14th day of March, A. D. 1939.

[File No. 32-129]

##### IN THE MATTER OF CENTRAL INDIANA POWER COMPANY

##### ORDER RELATIVE TO ISSUE AND SALE OF COLLATERAL NOTES

Central Indiana Power Company, a subsidiary of the Trustee of Midland United Company, a registered holding company, having filed an application and an amendment thereto pursuant to Section 6 (b) of the Public Utility Holding Company Act of 1935 for exemption from the provisions of Section 6 (a) of said Act of the issue and sale, by the applicant to the United States of America through the Rural Electrification Administration, for cash at their face value, of 2.73% serial collateral notes in an aggregate principal amount of not to exceed \$430,000, and of the pledge as collateral thereunder of applicant's First Mortgage Collateral and Refunding Gold Bonds, "Series A," due July 1, 1947, in an amount having a market value equal to 125% of the notes;

A hearing on such application having been held after appropriate notice,<sup>1</sup> the record in this matter having been examined; and the Commission having made and filed its findings herein:

*It is ordered,* That the issue and sale of said collateral notes, and the pledge as collateral security thereunder of said bonds, be, and the same hereby are, exempted from the provisions of Section 6 (a) of the Public Utility Holding Company Act of 1935; subject, however, to the following conditions:

(1) That the issue and sale of the collateral notes and the pledge of applicant's

bonds shall be effected in accordance with the terms and conditions of, and for the purposes represented by, said application, and in compliance with the terms and conditions imposed by the order of the Public Service Commission of Indiana;

(2) That such exemption shall immediately terminate, without further order of this Commission, in the event that the express authorization by the Public Service Commission of the State of Indiana of the issue and sale of the collateral notes and the pledge of applicant's bonds thereunder shall be revoked or shall otherwise terminate;

(3) That within ten days after the issue and sale of the full amount of collateral notes to be issued, and the pledge of applicant's bonds, the applicant shall file with this Commission a Certificate of Notification, showing that the issue and sale of the collateral notes and the pledge of the applicant's bonds have been effected in accordance with the terms and conditions of, and for the purposes represented by, said application as amended; and

(4) That when all expenses incurred in connection with the issue and sale of the collateral notes and the pledge of the applicant's bonds shall have been actually paid, the applicant shall file a detailed statement of such expenses, showing the names of persons or entities to whom such payments were made, the amount of such payments, and a detailed description of the services rendered in connection with the issue and sale of the notes and the pledge of the bonds.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR,  
Secretary.

[F. R. Doc. 39-882; Filed, March 16, 1939;  
11:16 a. m.]

*United States of America—Before the Securities and Exchange Commission*

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 16th day of March, A. D. 1939.

##### IN THE MATTER OF WEST OHIO GAS COMPANY

*Including related matters arising upon the following designated applications: Harry O. Bentley and Edmond W. Hebel, File No. 55-54; David C. Patterson, Max J. Mauermann, and David Copland, as a Committee for holders of First and Refunding Mortgage Bonds of West Ohio Gas Company, File No. 55-55; Humes, Buck, Smith & Stowell and Marshall, Melhorn, Davies, Wall & Bloch, File No. 55-56; The National Bank of Lima, Ohio, File No. 55-57.*

##### NOTICE OF AND ORDER FOR HEARING

Applications pursuant to Rule U-11F-2 under the Public Utility Holding Com-

<sup>1</sup> 4 F. R. 518, 969 DL.

pany Act of 1935, having been duly filed with this Commission by the above-named parties;

*It is ordered.* That a hearing on such matters be held on March 29, 1939, at 10:00 o'clock in the forenoon of that day, at the Securities and Exchange Building, 1778 Pennsylvania Avenue NW., Washington, D. C. On such day the hearing-room clerk in room 1102 will advise as to the room where such hearing will be held. At such hearing, if in respect of any declaration, cause shall be shown why such declaration shall become effective.

*It is further ordered.* That Robert P. Reeder or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearings in such matter. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said Act and to a trial examiner under the Commission's Rules of Practice to continue or postpone said hearing from time to time.

Notice of such hearing is hereby given to such declarants or applicants and to

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any other person whose participation in such proceeding may be in the public interest or for the protection of investors or consumers. It is requested that any person desiring to be heard or to be admitted as a party to such proceeding shall file a notice to that effect with the Commission on or before March 25, 1939.

The matter concerned herewith is in regard to applications, as set forth below, pursuant to Rule U-11F-2 requesting approval by the Commission of maximum amounts that may be paid for services rendered and expenses incurred in connection with the proceedings for the reorganization of West Ohio Gas Company, in the District Court of the United States for the Northern District of Ohio, Western Division:

(1) Harry O. Bentley and Edmond W. Hebel, attorneys for the Debtor, West Ohio Gas Company, \$14,000 for services heretofore rendered, plus \$263.60 for expenses heretofore incurred, and \$10 per hour for future services which they may be required to render in connection with the consummation of the reorganization, plus reimbursement for actual cash disbursements;

(2) David C. Patterson, Max J. Mauermann, and David Copland, as a Committee for holders of First and Refunding Mortgage Bonds of West Ohio Gas Company, \$4,500 for services upon consummation of the plan and reimbursement of expenses in the amount of \$350.03;

(3) Humes, Buck, Smith & Stowell and Marshall, Melhorn, Davies, Wall & Bloch, attorneys for David C. Patterson, Max J. Mauermann, and David Copland, as a Committee for holders of First and Refunding Mortgage Bonds of West Ohio Gas Company, \$16,500 for services heretofore rendered, plus reimbursement of expenses in the amount of \$612.25; and

(4) The National Bank of Lima, final maximum allowance of \$5,000 for services in connection with the reorganization proceedings (out of which applicant proposes to pay its attorneys' fees), plus reimbursement of expenses to date in the amount of \$564 and actual expenses still to be incurred.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR,  
Secretary.

[F. R. Doc. 39-880; Filed, March 16, 1939;  
11:16 a. m.]

